

REMARKS

Restriction to one of the following inventions was required under 35 U.S.C § 121:

- I. Claims 1-8, drawn to a method of using, classified in class 514, subclass 210+.
- II. Claims 9-13, drawn to a, classified in class 562, subclass 405+.

Applicants provisionally elect invention II, Claims 9-13, for prosecution purposes, with traverse. Applicants hereby conditionally withdraw claims 1-8 from prosecution, without prejudice, to be re-filed in a subsequent divisional application, and request reconsideration of the restriction requirement.

Applicants traverse the restriction requirement based on the following grounds. It is respectfully submitted that the restriction requirement practice was established to promote efficiency of prosecution in the Patent Office. Both groups of claims relate to compounds of related structure and uses therefor. Since a search for the compounds would undoubtedly identify art related to their uses, it is respectfully submitted that examination of all the claims in a single application would be efficient, thereby promoting the grounds for the establishment of the restriction requirement practice. Hence, it is respectfully submitted that restriction should not be required and that Applicants have traversed the restriction requirement.

However, as stated above Applicants have elected the claims of invention II and provisionally withdraw claims 1-8 pending reconsideration of the restriction requirement.

Applicants were also required in the Office Action to elect a single disclosed species. Referring to paragraph 6 of the Office Action, Applicants believe that the reference to "Claim 1" should refer to "Claim 9". Applicants respectfully request that the Examiner acknowledge if Applicants assumption is correct regarding which claim is being referred to in paragraph 6. Accordingly, Applicants elect the compound (2S, 4S)-4-(3-Fluoro-benzyl)-pyrrolidine-2-carboxylic acid as the single disclosed compound.

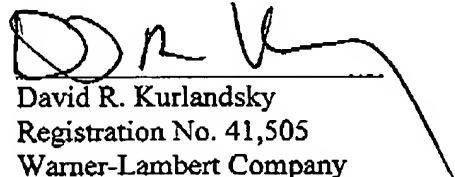
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The application is now in condition for allowance, which allowance is respectfully solicited.

Respectfully submitted,

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